

A RESOLUTION

03-R -0659

BY COUNCILMEMBER JIM MADDOX

**AUTHORIZING THE MAYOR TO ACCEPT A DEDICATION
ON FAIRBURN ROAD AT TELL ROAD FROM THE BROCK
DESIGN GROUP; AND FOR OTHER PURPOSES.**

WHEREAS, the Brock Design Group wishes to develop a subdivision known as Fairburn Cove on Fairburn Road at Tell Road in the City of Atlanta; and

WHEREAS, the Brock Design Group wishes to dedicate approximately 0.1327 acres fronting on Fairburn Road at Tell Road at the entrance to the proposed subdivision as shown on the attached map and legal description; and

WHEREAS, the dedication of this property will allow this proposed subdivision to have sufficient frontage on Fairburn Road to provide an entrance road into the subdivision with two conforming regular lots on either side of the road; and

WHEREAS, the dedication of this property will allow the city to obtain ownership of right of way for future widening of Fairburn Road; and

WHEREAS, until the City does widen Fairburn Road, the adjoining property owners will be responsible for all maintenance of the dedicated property; and

WHEREAS, the Council now desires to authorize the Mayor to execute any and all agreements necessary for acceptance of the dedicated property in accordance with the terms of this resolution;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES as follows:

Section 1. The Mayor is authorized to execute any and all agreements necessary of the acceptance of the dedicated property as shown in the legal description attached hereto.

Section 2. The City Attorney is authorized to review and approval all such documents as to form.

Section 3. All resolutions and parts of resolutions in conflict with this resolution are hereby repealed to the extent of any conflict.

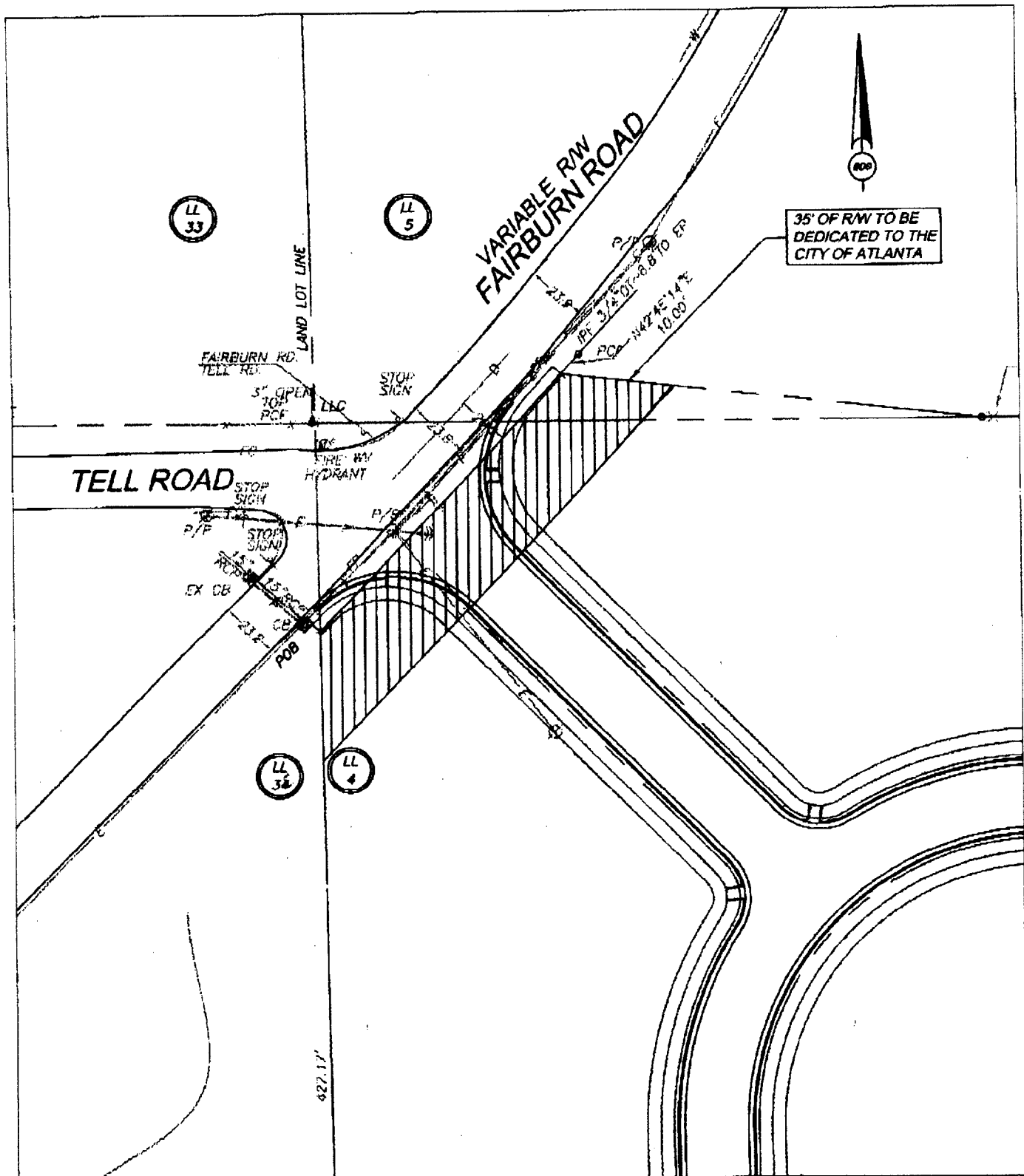
LEGAL DESCRIPTION**(Right of Way Dedication)**

All that tract of land lying and being in Land Lots 4 and 5, 14th FF District, City of Atlanta, Fulton County, Georgia and being more particularly described as follows:

Beginning at an iron pin located on the south side of Fairburn Road at the intersection of Tell Road and on the shared land lot line of land lots 4 and 34, said point being the POINT OF BEGINNING; thence N.43°43'34"E., a distance of 65.58 feet to a point of curve to the left having a radius of 1,768.15 feet, a starting angle of S.46°16'26"E and an ending angle of S.48°30'37"E; thence northeasterly along the arc a distance of 69.02 feet; thence S.83°33'30"E., a distance of 42.55 feet to the point of curve of a non tangent curve to the right having a radius of 1,803.15 feet, a starting angle of S.46°16'26"E and an ending angle of S.49°17'13"E; thence southwesterly along the arc, a distance of 94.82 feet; thence S.43°43'34"W., a distance of 100.93 feet; thence N.00°59'16"W., a distance of 49.75 feet to the POINT OF BEGINNING.

Containing 5,781.84 square feet or 0.1327 acres, more or less.

END OF DESCRIPTION.



BROCK DESIGN GROUP, INC.

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Project Name:
Fairburn Cove
Subdivision, EFG001

DATE: 03/10/03
SCALE: 1"=50'

**LEGAL DESCRIPTION
EXHIBIT**